

**CALIFORNIA REGIONAL WATER QUALITY CONTROL BOARD
SAN DIEGO REGION**

TENTATIVE ORDER NO. R9-2003-055

**AN ORDER RESCINDING ORDER NO. R9-2002-0104, NPDES NO. CA0108821,
AND
CEASE AND DESIST ORDER NO. R9-2002-0212
FOR THE
RANCHO CALIFORNIA WATER DISTRICT
SANTA ROSA WATER RECLAMATION FACILITY
DISCHARGE TO THE SANTA MARGARITA RIVER,
RIVERSIDE COUNTY**

The California Regional Water Quality Control Board, San Diego Region (hereinafter Regional Board), finds that:

1. On October 9, 2002, this Regional Board adopted National Pollutant Discharge Elimination System (NPDES) Order No. R9-2002-0104, NPDES No. CA0108821, *Waste Discharge Requirements for the Rancho California Water District Santa Rosa Water Reclamation Facility Discharge to the Santa Margarita River, Riverside County*. Order No. R9-2002-0104 establishes requirements for the discharge of up to 2.0 Million Gallons per Day (MGallons/Day) of treated wastewater to the surface waters of Murrieta Creek, tributary to the Santa Margarita River.
2. On October 9, 2002, this Regional Board also adopted Cease and Desist Order (CDO) No. R9-2002-0212, for the *Rancho California Water District Santa Rosa Water Reclamation Facility Discharge to the Santa Margarita River*. CDO No. R9-2002-0212 establishes interim effluent limitations and a time schedule to comply with the discharge specifications of Order No. R9-2002-0104.
3. On October 16, 2002 the Rancho California Water District (RCWD) submitted a letter notifying this Regional Board of their intent to terminate the discharge to Murrieta Creek, starting October 18, 2002.
4. On November 26, 2002, RCWD submitted a second letter, formally requesting that Order Nos. R9-2002-0104 and R9-2002-0212 be rescinded. In this letter, the District clarified that a flow diversion structure that prohibits the discharge of recycled water to Murrieta Creek had been put in place. The District also provided verification that the facility's wet-weather treatment, storage, and disposal capacity are sufficient to handle the entire plant effluent flow, as currently permitted under Order No. 94-92, *Waste Discharge Requirements for the Rancho California Water District Wastewater Reclamation Facilities, Riverside County*.

5. On November 7, 2002, Regional Board staff inspected the facilities and verified that the RCWD discharge of treated wastewater to Murrieta Creek, which is subject to Order No. R9-2002-0104 and CDO No. R9-2002-0212, has been terminated.
6. The Regional Board has notified the discharger and all known interested parties of its intent to rescind Order No. R9-2002-0104 and CDO No. R9-2002-0212.
7. The Regional Board, in a public meeting, heard and considered all comments pertaining to the rescission of Order No. R9-2002-0104 and CDO No. R9-2002-0212.
8. Rescission of requirements upon termination of a discharge does not constitute a "project" to be carried out or approved by the Regional Board to which the California Environmental Quality Act (CEQA) would apply (Public Resources Code 21080).

IT IS HEREBY ORDERED that Order No. R9-2002-0104, NPDES No. CA0108821, and Cease and Desist Order No. R9-2002-0212 are rescinded.

I, John H. Robertus, Executive Officer, do hereby certify that the foregoing is a full, true, and correct copy of an order adopted by the California Regional Water Quality Control Board, San Diego Region, on March 12, 2003.

TENTATIVE

JOHN H. ROBERTUS